

BETTY NIEMEYER
WARRICK COUNTY RECORDERRECORDED ON
08/05/2003 08:21:53AM
REC FEE: 0.00
PAGES: 3ORDINANCE No. 2003-16AN ORDINANCE TO VACATE CERTAIN PUBLIC WAYS OR PUBLIC PLACES
WITHIN WARRICK COUNTY, COMMONLY KNOWN AS FRUITWOOD LANE

BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana
as follows to wit:

Section 1. That pursuant to I.C. 36-7-3-12, a Petition was presented to the Board of Commissioners of Warrick County, Indiana requesting that a portion of a public way described in Section 3 below be vacated by the Board of Commissioners of Warrick County, Indiana.

Section 2. That after due and proper notice a timely public hearing was convened by the Board of Commissioners at which time all interested persons were permitted to address the Board of Commissioners regarding said vacation.

Section 3. That the Board of Commissioners of Warrick County, Indiana after due investigation and consideration has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of that part of the public way described as follows, and further indicated by the words "To Be Vacated" on the drawing hereto attached, which is hereby made a part of this Ordinance.

AREA 1 To Be Vacated:

A part of the South Half (1/2) of the Southwest Quarter (1/4) of Section Twenty-Three (23), Township Six (6) South, Range Nine (9) West in Ohio Civil Township; also being a part of Warrick Place as recorded in Plat File #1 Card #286 in the office of the recorder of Warrick County, Warrick County, Indiana and being more particularly described as follows:

Commencing at an existing 5/8" iron pin marking a point on the North right-of-way of Fruitwood Lane located 50 feet North of an existing 5/8" iron pin marked "easley" marking the Northeast corner of Lot #4 of said Warrick Place; thence North 89 degrees 52 minutes 59 seconds West to the p/c of a new 130' radius right-of-way arc, a distance of 224.73 feet to the POINT OF BEGINNING; thence continuing West along said line, a distance of 54.94 feet to the point of curvature of a non-tangent curve said point being the p/c of an existing right-of-way arc, concave to the

Southeast, having a radius of 75.00 feet, a central angle of 89 degrees 50 minutes 14 seconds, and a chord of 105.92 feet bearing South 45 degrees 05 minutes 20 seconds West; thence Southwest along said curve, a distance of 117.60 feet; thence South 0 degrees 03 minutes 39 seconds West, a distance of 54.94 feet to the point of curvature of a non-tangent curve said point being the p/t of a new right-of-way arc, concave to the Southeast, having a radius of 130.00 feet, a central angle of 89 degrees 49 minutes 46 seconds, and a chord of 183.57 feet bearing North 45 degrees 05 minutes 20 seconds East; thence Northeast along said curve, a distance of 203.82 feet to the POINT OF BEGINNING; said described tract containing 0.0557 acre, more or less.

Section 4. A copy of this Ordinance shall be furnished to the Recorder of Warrick County, Indiana for recording and to the Warrick County Auditor.

Section 5. This Ordinance shall be in full force and effect immediately upon its adoption by the Board of Commissioners of Warrick County, Indiana.

Therefore, the Board of Commissioners of Warrick County, Indiana does hereby find the above described public way is no longer required for public use and the public interest will be served by such vacation, and the Board of Commissioners of Warrick County, Indiana does hereby vacate that portion of the public way described above.

Passed by the Board of Commissioners of Warrick County on this 23RD day of July, 2003, and on said day signed by the President and attested by the Secretary of said Board of Commissioners of Warrick County, Indiana.


President, Board of Commissioners
Warrick County, Indiana

Attest:


Secretary, Board of Commissioners
Warrick County, Indiana

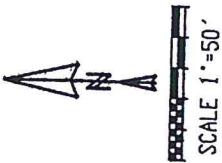
This instrument prepared by Thomas J. Kimpel, Attorney at Law
Bamberger, Foreman, Oswald and Hahn, LLP
P.O. Box 657, Evansville, Indiana 47704

EXHIBIT "A"

WARRICK PLACE

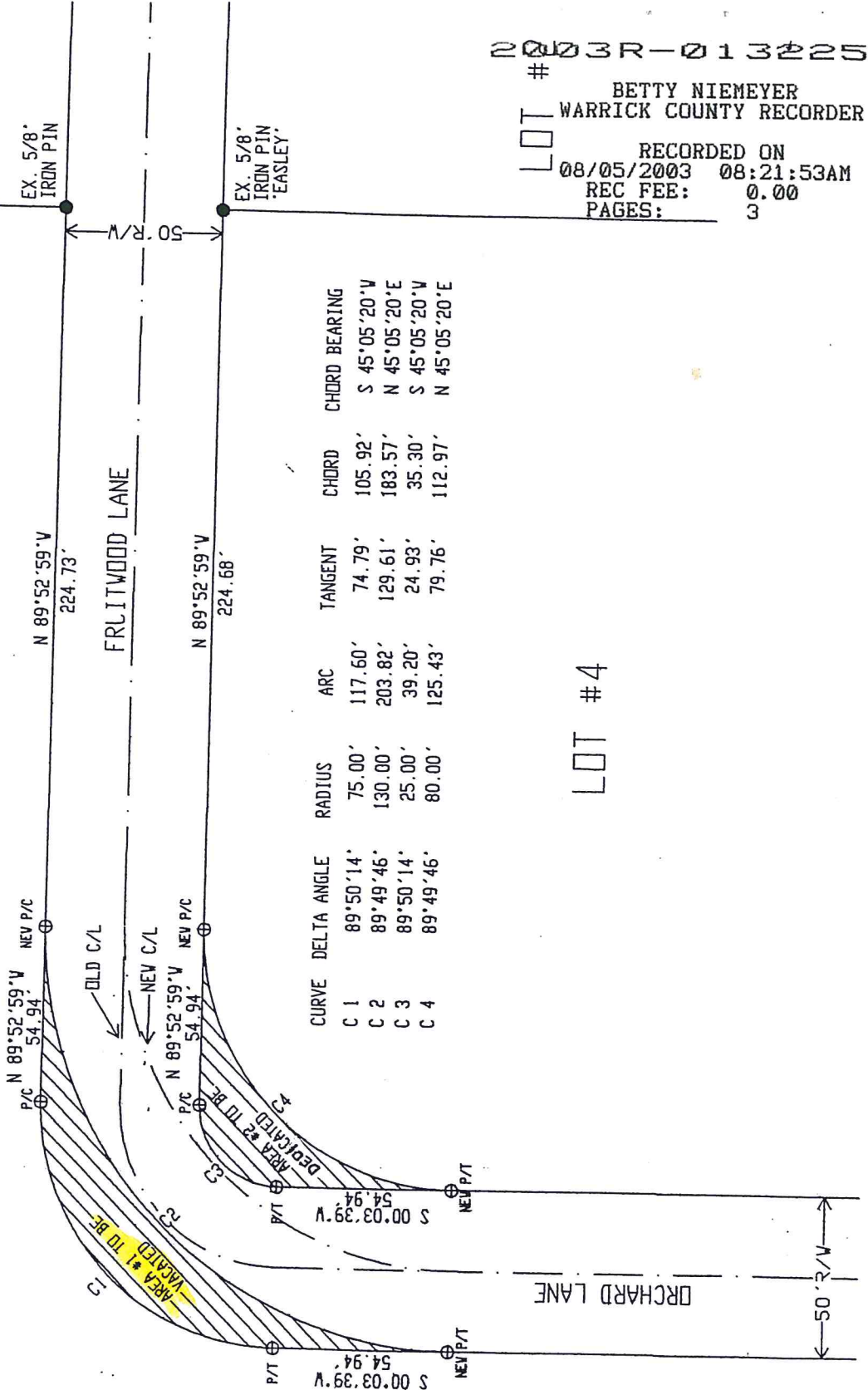
PLAT FILE #1 CARD #286

R/W VACATION



LOT #1

LOT #5



LOT #5

LOT #4

2003R-013225

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